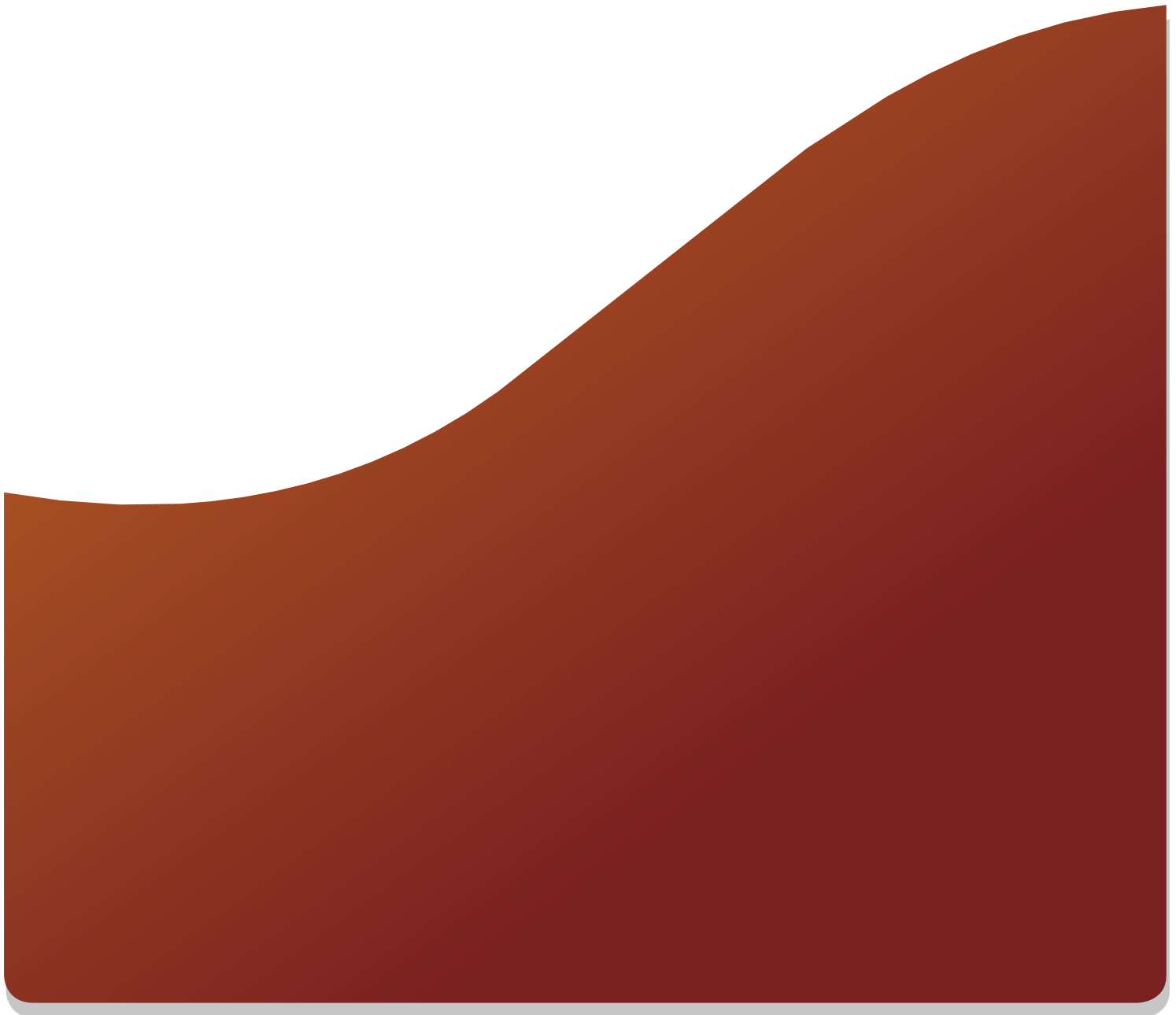


Minutes

**Council Meeting
Wednesday 26 June 2024 at 7pm
Gisborne Administration Centre
40 Robertson Street, Gisborne**



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1 ACKNOWLEDGEMENT OF COUNTRY

Macedon Ranges Shire Council acknowledges the Dja Dja Wurrung, Taungurung and Wurundjeri Woi Wurrung Peoples as the Traditional Owners and Custodians of this land and waterways. Council recognises their living cultures and ongoing connection to Country and pays respect to their Elders past, present and emerging.

Council also acknowledges local Aboriginal and/or Torres Strait Islander residents of Macedon Ranges for their ongoing contribution to the diverse culture of our community.

2 RECORDING OF LIVE STREAMING OF THIS COUNCIL MEETING

This meeting was recorded and streamed live on the internet in accordance with Council's 'Live Streaming and Publishing Recordings of Meetings Policy, which can be viewed on Council's website.

3 PRESENT

Cr Annette Death (Mayor), Cr Janet Pearce (Deputy Mayor), Cr Jennifer Anderson, Cr Dominic Bonanno, Cr Rob Guthrie, Cr Geoff Neil, Cr Mark Ridgeway, Cr Christine Walker

IN ATTENDANCE

Bernie O'Sullivan (Chief Executive Officer), Adele Drago-Stevens (Director Corporate), Rebecca Stockfeld (Director Planning and Environment), Shane Walden (Director Assets and Operations), Maria Weiss (Director Community), Lucy Olson (Senior Governance Officer - Council Business), Cindy Stevens (Business Support Officer)

4 APOLOGIES

Cr Bill West

5 CONFLICTS OF INTEREST

Nil

Cr Bonanno moved a procedural motion.

MOTION**Resolution 2024/62**

Moved: Cr Dominic Bonanno

Seconded: Cr Christine Walker

That the items listed at PE.2 and AO.5 on the agenda be considered before the item listed as PE.1 in that order.

CARRIED

6 PETITIONS

Nil

7 DEPUTATIONS AND PRESENTATIONS TO COUNCIL

7.1 PUBLIC QUESTION - SCOTT HENDERSON

Question

Could the Council please provide an update regarding the Romsey Park Sports Precinct Master Plan? Specifically regarding the key directions identified regarding the expansion of the playing surface to accommodate older age divisions and senior football (soccer). Also the need for floodlights and the need for dedicated male/female and gender neutral changeroom facilities.

When can the Macedon Ranges Soccer Club expect these directions to begin? Currently we are losing club members each year due to not being able to provide higher age groups due to not having a full size pitch.

Answer

Council adopted the Romsey Park Sports Precinct Master Plan in March 2023 and is committed to working with the many user groups at the precinct to deliver on the recommendations of the plan.

The following projects have recently been completed:

- Construction of a new soccer storage shed ensuring all portable soccer goals and equipment can be stored safely. (Oval #2)
- Demolition of the former change room building (Oval #1)

In the 2024/25 budget, Council has allocated funding for the resurfacing of the Tennis and Netball Courts at the Romsey Park Sports Precinct. Officers intend to submit a design project for the playing surface, new lighting and upgraded change room facilities at Oval No. 2 for Council's consideration as part of the 2025/26 budget. Once the design is completed, Council can then consider funding the construction activities in future budget processes while seeking grant opportunities to contribute to the costs.

Council recognises the positive participation growth of the Macedon Ranges Soccer Club and the flexibility and approach the club has undertaken to accommodate new and existing members.

7.2 PUBLIC QUESTION - DEBORAH KENIRY

Question

Accepting that Stanley Park is the only children's play park in Mount Macedon and given that Macedon Ranges Shire Council is currently assessing the results of a recent survey to determine future play space improvements and upgrades to the parks throughout the shire. How is the Infrastructure Master Plan consistent with this when the intention for Stanley Park is to push the public out of the existing safe, picturesque and expansive body of the park to a tiny corner of land adjacent the public toilets and bordered on two sides by roadway and carpark? This proposal places the children's needs at a very low priority.

Answer

The draft Infrastructure Master Plan is based on guidance from the updated Stanley Park Environmental Management Plan that was endorsed by Council in December 2023.

The key aim of the draft Infrastructure Master Plan is to balance the needs of the reserve's users while safeguarding its ecological values through considered infrastructure design. The long-term vision of the Infrastructure Master Plan to consolidate the recreation area in the north-east section of the park will include a playground, picnic settings and shelters that occupy the same extent as the current playground.

The existing playground is approximately 275m² and would be replaced with new equipment in the northeast corner of the park when it reaches its end of life, not when the plan is adopted.

The proposed new play area is 306m², and including the proposed picnic area, extends to 574m². As per the draft infrastructure master plan, the suggested design of this area includes seating, picnic settings, a shelter, drinking fountain and nature-based and adventure play including obstacle courses, slides and contemporary climbing equipment. The location of this area for families and children near the existing toilets allows easy access to amenities while also allowing for all abilities access (via concrete paths and an updated parking area).

7.3 PUBLIC QUESTION - ALEX GADD

Question

The decision to remove the BBQ and been linked to rubbish being an issue in the park, this is ridiculous and an illogical response for the removal of the public amenity in the BBQ itself. Any logical response to a rubbish issue surely leads to the question of rubbish collection for the facility. Can you please confirm that council has considered this as being the logical solution, before removing the BBQ is considered the best solution? There is no logic to the above decision, but appears indicative to the process undertaken for the ill-conceived masterplan concept.

Answer

The removal of the BBQ is an action in the updated Stanley Park Environmental Management Plan (EMP) endorsed by Council in December 2023. This was to reduce the impacts to the biodiversity values of the reserve, by visitors drawn to the barbecue facilities and to help address some fire risks and rubbish issues that had been identified with the location of the current barbeque facility.

Community consultation for both the EMP and IMP revealed significant concern for possible fire risks at Stanley Park from several submitters. Removing the barbeque facilities is one way Council can address their concerns.

There have been several incidents of barbecue heat beads and burnt material being dumped on the site. These incidents have prompted the need for Council officers to remove extinguished material from a pit that had been dug into the path adjacent to the shelter, which then required the hole to be remediated and burnt material to be removed off site. Council understands that these incidents do not relate to the use of the installed barbeque but they occur adjacent to the barbecue facilities at the same time the barbeque is being used.

Removing the barbeque from the shelter location also removes the appeal to non-locals who use the barbeque whilst visiting the area and who do not appreciate the risk of

disposing heat beads and burnt material into the bushland areas. Local people are more likely to understand this risk.

By consolidating the picnicking activity to the northeast corner where it is closer to amenities and the road, reduces this risk.

Stanley Park is zoned as Public Conservation and Resource Zone (PCRZ) and removing the barbeque from this location is more aligned to the intended outcomes of the land use of Stanley Park. The nearby Tony Clarke Reserve and Centennial Park provide amenities that better suit barbecue activities and have the associated rubbish facilities.

7.4 PUBLIC QUESTION - ALEX GADD

Question

Why has council continued to pursue an ill-conceived master plan which is to shut the park off for the use of general public and squeezing whatever amenity into the smallest part of the park?

Answer

The Infrastructure Master Plan process began in late 2022 when the project to update the Stanley Park Environmental Management Plan (EMP) began. Feedback sought for the Environment Management Plan invited the community to tell Council what they valued about Stanley Park and provided initial input into infrastructure needs.

The draft Infrastructure Management Plan combines the recommendations of the updated Stanley Park Environmental Management Plan and the findings from community consultation. The key aim of the draft Infrastructure Master Plan is to balance the needs of the reserve's users while safeguarding its ecological values through considered infrastructure design. The long-term vision of the Infrastructure Master Plan to consolidate the recreation area in the north-east section of the park will include play equipment, picnic settings and shelters that occupy the same extent as the current existing playground.

The existing playground is approximately 275m² and would be removed when it's at end of life, not when the plan is adopted. The proposed new playground/ nature play area is 306m², and including the proposed picnic area, extends to 574m². As per the draft infrastructure master plan, the suggested design of this area includes seats, picnic settings, a shelter, drinking fountain and nature-based and adventure play including obstacle courses, slides and contemporary climbing equipment. The location of this area for families and children near the existing toilets allows access to amenities and also allows for all abilities access (via concrete paths).

Consolidation of amenities in the northeast corner does not equate to shutting off Stanley Park – instead it allows for continued use of the park by locals and visitors alike, while improving park maintenance efficiencies and addressing issues highlighted in the endorsed 2023 Environmental Management Plan. The draft Infrastructure Master Plan is also consistent with the Public Conservation and Recreation zoning for Stanley Park, acknowledging Stanley Park's primary purpose as a conservation reserve whilst allowing for a range of appropriate recreational activities to occur.

7.5 PUBLIC QUESTION - JEFFREY KENIRY

Question

Stanley Park is now designated on the MRSC website, and on recent signage at the park, as a Bushland Reserve. When was this change in the park status made, and was the change made specifically to support the recommendations of the Integrated Management Plan ahead of its consideration for endorsement by Council?

Answer

The current signage at Stanley Park was erected in 2017 and was installed in line with actions listed in the Stanley Park Environmental Management Plan which was adopted by Council in 2014. The current signage at Stanley Park was erected several years before planning for the Infrastructure Master Plan commenced in late 2022 as part of the process to update the Environmental Management Plan. Council adopted an updated Environmental Management Plan in December 2023.

The Stanley Park zoning was changed to Public Conservation and Resource Zone in August 2021. This zoning acknowledges the Stanley Park's primary purpose as a conservation reserve, as opposed to a more traditional park for active recreation or botanic gardens for example.

However, under this zoning, opportunities for passive recreation such as walking, a playground, and picnic areas are complementary to Stanley Park's conservation function, as per other similarly zoned sites in the Shire such as Black Hill.

8 ADOPTION OF MINUTES

Resolution 2024/63

Moved: Cr Mark Ridgeway

Seconded: Cr Rob Guthrie

That the minutes of Ordinary Meeting of the Macedon Ranges Shire Council held on 22 May 2024 as circulated be confirmed.

CARRIED

9 MAYOR'S REPORT

9.1 MAYOR'S REPORT - MAY-JUNE 2024

Resolution 2024/64

Moved: Cr Rob Guthrie

Seconded: Cr Jennifer Anderson

That Council receives and notes the Mayor's report.

CARRIED

10 RECORD OF MEETINGS OF COUNCILLORS AND COUNCIL STAFF

10.1	RECORD OF MEETINGS OF COUNCILLORS AND COUNCIL STAFF - MAY-JUNE 2024
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Summary

Rule 66 of Council's Governance Rules requires a written record of matters discussed at specified meetings of Councilors and Council staff to be reported to the next practicable scheduled Council Meeting and recorded in the minutes of that meeting. This report provides a summary of meetings of Councillors and Council staff held since the last Council Meeting.

Recommendation

That Council receives and notes the record of meetings of Councillors and Council staff, as outlined in this report.

Procedural note: Cr Dominic Bonanno moved an amended officer recommendation.

Resolution 2024/65

Moved: Cr Dominic Bonanno

Seconded: Cr Mark Ridgeway

That Council receives and notes the record of meetings of Councillors and Council staff, as outlined in this report with the following amendments:

- 1. The addition of "Site Visit and Tour of the Malmsbury Youth Justice Centre" to the items discussed at the Councillor Briefing on 21 May 2024;**
- 2. The removal of the "Councillor and CEO only session" from the items discussed at the Councilor Briefing on 28 May 2024;**
- 3. The alteration of the date of Councillor Briefing in the final table from 11 June 2024 to 18 June 2024; and**
- 4. The conflict of interest section for the Councillor Briefing on 18 June 2024 to read "Councillor Bonanno declared a general conflict with the Gisborne Giants Football Netball Club in Other Business".**

CARRIED

11 DIRECTOR PLANNING AND ENVIRONMENT REPORTS**PE.2 DRAFT STANLEY PARK INFRASTRUCTURE MASTER PLAN****Summary**

Stanley Park is valued by the Mount Macedon community for its biodiversity and social values. In 2023, the Environmental Management Plan (EMP) for Stanley Park was updated and informed the development of the draft Infrastructure Master Plan.

The draft Infrastructure Master Plan (IMP) for Stanley Park will guide future infrastructure works in the reserve. The draft IMP was released for community consultation in March 2024 and in response a total of 55 submissions have been received. The report outlines changes to the draft IMP in response to feedback from the community and presents the final draft Stanley Park IMP for adoption.

Recommendation

That Council adopts the draft Stanley Park Infrastructure Master Plan.

Procedural note: Cr Dominic Bonanno moved an alternative motion.

Resolution 2024/66

Moved: Cr Dominic Bonanno

Seconded: Cr Christine Walker

That Council adopts the draft Stanley Park Infrastructure Master Plan subject to the following changes:

- (a) The retention of the playground in its current location.**
- (b) The retention of the existing BBQ facility.**
- (c) The western section (the area west of the proposed pathway shown on the draft Infrastructure Master Plan) of the existing car park adjacent to the playground being incorporated into the playground area.**
- (d) A notation added to the Infrastructure Master Plan that as part of the detailed design of the alignment of the proposed pathway adjacent to the playground area, consideration be given to an alignment that maximises the land that is available to be incorporated into the playground area.**
- (e) Removal of reference to new playground/ play area in northeast corner.**
- (f) Any consequential changes as a result of changes listed above.**

In Favour: Crs Janet Pearce, Dominic Bonanno, Rob Guthrie, Geoff Neil, Mark Ridgeway and Christine Walker

Against: Crs Annette Death and Jennifer Anderson

CARRIED 6/2

AO.5 RESPONSE TO PETITION - PEDESTRIAN CROSSING WILLIMIGONGON CREEK, CLARKE STREET, MOUNT MACEDON**Summary**

This report presents the assessment undertaken in response to the petition for a pedestrian crossing over Willimigongon Creek near Clarke Street in Mount Macedon.

Resolution 2024/67

Moved: Cr Christine Walker

Seconded: Cr Rob Guthrie

That Council:

1. **Notes the Officer's report in response to the petition regarding the Pedestrian Bridge Crossing, Willimigongon Creek on Clarke Street, Mount Macedon; and**
2. **Requests Council Officers to notify the lead petitioner of the budget approval for the bridge replacement project in the 2024/25 financial year.**

CARRIED**PE.1 DRAFT KYNETON URBAN DESIGN FRAMEWORK****Summary**

The draft Kyneton Urban Design Framework has been prepared to support public realm improvements in and around High Street, Mollison Street and Piper Street in Kyneton. The range of projects outlined in the document is based on both background analysis and community consultation regarding issues and opportunities in the study area, and are intended to support improved amenity, social and sustainability outcomes for the township.

Community consultation on the draft is needed to ensure that the document has adequately captured the key issues identified by the community during previous consultation, prior to finalisation of the document for adoption by Council.

Resolution 2024/68

Moved: Cr Mark Ridgeway

Seconded: Cr Janet Pearce

That Council endorses the release of the draft Kyneton Urban Design Framework for four weeks of community consultation, commencing in July 2024.

CARRIED

PE.3 SMOKE FREE OUTDOOR AREAS POLICY - 2024 REVIEW & RECOMMENDATIONS

Summary

The Council's Smoke-Free Outdoor Areas Policy 2017 has played a significant role in protecting public health by restricting smoking in designated outdoor areas on public land.

A review of the current policy has highlighted that the state legislation has mostly now caught up to the policy. Consequently, the need for the Council to maintain a separate policy is redundant. A review of the policy presented several options for the future of the policy, with the recommended course of action being the sunset of the policy and instead utilising state legislation for regulatory oversight.

Resolution 2024/69

Moved: Cr Geoff Neil

Seconded: Cr Mark Ridgeway

That Council repeals the Smoke-Free Outdoor Areas Policy effective 27 June 2024 and relies on state legislation to regulate smoking in outdoor areas.

CARRIED

12 CHIEF EXECUTIVE OFFICER REPORTS

CX.1 RECOGNITION OF KING'S BIRTHDAY HONOUR RECIPIENTS

Summary

The 2024 King's Birthday Honours Awards included three people from the Macedon Ranges Shire Council Community:

- Ms Samantha Jane Turner of Macedon
- Ms Susan Mary Love of Malmsbury
- Superintendent Murray James Fraser of the Macedon Ranges

Ms Samantha Jane Turner is a recipient of the Medal of the Order of Australia (OAM) and was recognised for her volunteer work in Australia and overseas and her nursing.

Ms Susan Mary Love is a recipient of the Medal of the Order of Australia (OAM) and was recognised for her volunteer work with the Malmsbury Town Hall, Village Fayre Committee, Malmsbury Mail Committee, Farmers' Market, Advance Association; and the Collingwood Children's Farm.

Superintendent Murray James Fraser is a recipient of the Australian Police Medal (APM) and was recognised for providing exceptional service throughout his diverse and extensive 41+ year career with the Victorian Police Force.

Resolution 2024/70

Moved: Cr Rob Guthrie

Seconded: Cr Dominic Bonanno

That Council sends letters to Ms Samantha Jane Turner OAM, Ms Susan Mary Love OAM and Superintendent Murray James Fraser APM in recognition of their 2024 King's Birthday Honours Award.

CARRIED

13 DIRECTOR CORPORATE REPORTS

COR.1 DRAFT FINANCIAL RESERVES POLICY

Summary

This report presents to Council the proposed adoption of a revised Financial Reserves Policy, effective from 27 June 2024, replacing the previous policy. The policy supports Council in ensuring the sustainable and responsible management of Council's cash balances and financial reserves through a consistent and transparent approach to the identification, creation, administration, and use of externally and internally restricted financial reserve accounts.

Resolution 2024/71

Moved: Cr Rob Guthrie
Seconded: Cr Mark Ridgeway

That Council:

- 1. Adopts the draft Financial Reserves Policy as attached to this report, effective from 27 June 2024 and revokes the previous version;**
- 2. Approves the closure of the Public Open Space (Central) Statutory Reserve, effective from 27 June 2024; and**
- 3. Endorses the redistribution of the current balance of the Public Open Space (Central) Reserve to the Public Open Space (West) Statutory Reserve.**

CARRIED

COR.2 DRAFT LEASE AND LICENCE POLICY

Summary

The purpose of this report to provide the outcomes of the community engagement and consultation process regarding the proposed Lease and Licence Policy and for Council to consider adopting the revised policy.

Resolution 2024/72

Moved: Cr Rob Guthrie
Seconded: Cr Christine Walker

That Council:

- 1. Adopts the Lease and Licence Policy as attached to this agenda, effective from 27 June 2024 and revokes the previous version.**

2. Notes the responses to be provided to all submitters as per Attachment 2 to this report.

CARRIED

COR.3 HISTORIC COUNCIL RESOLUTIONS

Summary

This report has been prepared in response to a request for a review of historic and undischarged resolutions, presenting to Council a proposed lists of recommendations for closure.

Resolution 2024/73

Moved: Cr Janet Pearce
Seconded: Cr Mark Ridgeway

That Council endorses resolutions listed in Attachment 1 to this report be closed, effective from 27 June 2024.

CARRIED

COR.4 CONTRACTS TO BE AWARDED AS AT JUNE 2024

Summary

This report provides details of contracts proposed to be awarded under a delegation from Council, from the date of the last. Although this report recommends noting the power delegated to Council officers, Council has the power to:

- a) direct that the Chief Executive Officer (CEO) award the contract under the direct delegation from Council; or
- b) specifically delegate the power to the CEO.

Resolution 2024/74

Moved: Cr Dominic Bonanno
Seconded: Cr Mark Ridgeway

That Council notes that the following contracts will be awarded by Council officers under delegated authority:

1. **C2024-69 Roadside Slashing**
2. **C2024-70 Township Hazard Reduction**
3. **C2024-71 Design and Construct Kyneton Viewing Platform**
4. **C2024-72 Design and Construct Slope Failure Mitigation**

CARRIED

COR.5 ALTERATION OF THE DATE OF THE SEPTEMBER SCHEDULED COUNCIL MEETING**Summary**

It is proposed that Council reschedule the September Scheduled Council Meeting from Wednesday 18 September 2024 to Monday 16 September 2024.

Resolution 2024/75

Moved: Cr Rob Guthrie

Seconded: Cr Christine Walker

That Council reschedules the September Scheduled Council Meeting from Wednesday 18 September 2024 to 7pm Monday 16 September 2024 at the Gisborne Administration Centre.

CARRIED

COR.6 AUDIT AND RISK COMMITTEE BIENNIAL REPORT - JUNE 2024**Summary**

This report ensures Council transparently discloses a summary of the key matters discussed at the Audit and Risk Committee meetings for the first six months of 2024.

The report also ensures the requirements of the Audit and Risk Committee Charter are met by providing a biennial report to Council that summarises the work of the Committee performed, to fully discharge its responsibilities.

The Audit and Risk Committee Biennial Report - June 2024 is attached and the Chairperson, Vinitha Pinto will attend the Council Meeting to present the report.

Recommendation

That Council notes the Audit and Risk Committee Biennial Report - June 2024 and thanks the committee for the report.

Procedural note: Cr Geoff Neil moved an amended officer recommendation.

Resolution 2024/76

Moved: Cr Geoff Neil

Seconded: Cr Mark Ridgeway

That Council tables the Audit and Risk Committee Biennial Report - June 2024 as attached to the agenda and defers consideration of the report to the July Scheduled Council Meeting.

CARRIED

COR.7 FIRST RIGHT OF REFUSAL - FORMER MALMSBURY JUVENILE JUSTICE CENTRE, 30 MOLLISON STREET MALMSBURY**Summary**

The following information is provided to Council regarding Council's opportunity as part of the Victorian Government First Right of Refusal Process (FRoR) to negotiate to acquire the former Malmsbury Juvenile Justice Centre located at 30 Mollison Street, Malmsbury. This report also outlines options for Council's consideration for future advocacy opportunities for this site.

Resolution 2024/77

Moved: Cr Janet Pearce
Seconded: Cr Dominic Bonanno

That Council

1. **Endorses the refusal of the offer to enter negotiations to acquire the former Malmsbury Juvenile Justice Centre site at 30 Mollison Street, Malmsbury.**
2. **Writes to Minister Mary-Anne Thomas MP, Member for Macedon, advocating for:**
 - **Thorough consideration of the community preferences for this site, including Traditional Owners.**
 - **Ongoing engagement by the Victorian Government to collaborate with the community, Traditional Owners, and Council.**
 - **Assurance that future development and use of this site will be sensitive to local, environmental, and planning conditions, to ensure future use of the site that aligns with the community's needs and values.**
 - **Investment by the Victorian Government in the necessary structural planning to support sustainable long-term outcomes for the Malmsbury community.**
3. **Provides a copy of this correspondence to the Minister for the Department of Justice and Community Safety, the Minister for Housing, and the Minister for Planning.**

CARRIED

COR.8 INQUIRY INTO LOCAL GOVERNMENT FUNDING AND SERVICES**Summary**

This report is presented to Council to seek endorsement for the Chief Executive Officer to make a submission to the Victorian Legislative Council Economy and Infrastructure Committee's Inquiry into Local Government Funding and Service Delivery in Victoria on behalf of Macedon Ranges Shire Council.

Resolution 2024/78

Moved: Cr Jennifer Anderson

Seconded: Cr Mark Ridgeway

That Council endorses the submission to the Victorian Legislative Council in response to its inquiry into Local Government Funding and Services, as attached to this report.

CARRIED

14 DIRECTOR COMMUNITY REPORTS**COM.1 GOLDFIELDS LIBRARY TRANSITION****Summary**

The report recommends Council commit to taking actions to transition its public library services (Goldfields Library Corporation) to a Beneficial Enterprise under Section 110 and 111 of the Local Government Act 2020.

Resolution 2024/79

Moved: Cr Rob Guthrie

Seconded: Cr Jennifer Anderson

That Council:

- 1. Commits to establishing a new collective Library Service Beneficial Enterprise under section 110 and 111 of the Local Government Act, 2020.**
- 2. Instructs the Goldfields Library Corporation (GLC) to engage appropriate legal and accounting services to develop the following key documents in accordance with Section 110 of the Local Government Act 2020:**
 - (a) A draft constitution for the new entity (based on the parameters of the existing library agreement).**
 - (b) A draft library agreement for Councils to review, setting out roles, rights and responsibilities of all member Councils.**
 - (c) A draft transfer of business agreement.**
 - (d) A risk assessment for business transition.**

CARRIED

15 DIRECTOR ASSETS AND OPERATIONS REPORTS

At 8:47 pm, Cr Geoff Neil left the meeting.

AO.1 DRAFT FAIR ACCESS POLICY**Summary**

This report presents the draft *Fair Access Policy* (Attachment 1) for Council consideration and adoption. The draft *Fair Access Policy* has completed the community consultation stage, with feedback considered and incorporated into the final version where appropriate.

Resolution 2024/80

Moved: Cr Christine Walker

Seconded: Cr Jennifer Anderson

That Council adopts the Draft Fair Access Policy effective from 27 June 2024.

CARRIED

At 8:50 pm, Cr Geoff Neil returned to the meeting.

AO.2 DRAFT KYNETON MOVEMENT NETWORK PLAN (2024-2033)**Summary**

This report presents the draft Kyneton Movement Network Plan (2024 - 2033) (**Attachment 1**) for Council consideration and adoption. The consultation for the draft Kyneton Movement Network Study is complete. Where appropriate, feedback has been considered and incorporated into the final version.

Resolution 2024/81

Moved: Cr Mark Ridgeway

Seconded: Cr Janet Pearce

That Council adopts the draft Kyneton Movement Network Plan (2024 – 2033).

CARRIED

At 8:58 pm, Cr Dominic Bonanno left the meeting.

At 9:01 pm, Cr Dominic Bonanno returned to the meeting.

AO.3 DRAFT RIDDELLS CREEK MOVEMENT NETWORK PLAN (2024 - 2033)**Summary**

This report presents the Riddells Creek Movement Network Plan (2024 - 2033) – Final Version (Attachment 1) for Council consideration and adoption.

The consultation for the Riddells Creek Movement Network Study is complete. Where appropriate, feedback has been considered and incorporated into the final version.

Resolution 2024/82

Moved: Cr Geoff Neil

Seconded: Cr Rob Guthrie

That Council adopts the draft Riddells Creek Movement Network Plan (2024 – 2033).

CARRIED

AO.4 DRAFT ROMSEY SKATE PARK DESIGN**Summary**

This report presents the Romsey Skate Park Final Design (Attachment 1) to Council for review and adoption.

Resolution 2024/83

Moved: Cr Geoff Neil

Seconded: Cr Dominic Bonanno

That Council adopts the Draft Romsey Skate Park - Final Design.

CARRIED

AO.6 CAPITAL WORKS MONITORING**Summary**

This report provides transparency on cost escalations and variances in infrastructure projects. It seeks further funding, cancellation, or a reduction in the scope of the projects to manage them within the allocated annual capital works program budget.

Recommendation**That Council:**

- 1. Approves the reconciliation adjustment of -\$13,500 from last month's endorsed Capital Works Program Budget**
- 2. Adopts the following changes to the Financial Year 2023/24 budget relating to the following infrastructure projects:**
 - a) Footpath – Station Road, New Gisborne 2024: Return \$15,625.52 to the consolidated capital works program budget;**

- b) Bridge – Upper Coliban 2024: Increase budget by \$38,969.50;
- c) Roads – Three Chain Road - 2024: Return \$106,893.78 to the consolidated capital works program budget;
- d) TAC - Station St, Riddells Creek - 2024: Increase budget by \$75,345.00;
- e) Minor Road and Intersection Upgrade: Return \$75,345.00 to the consolidated capital works program budget;
- f) Sheedy Road: Return \$60,000.00 to the consolidated capital works program budget;
- g) Sauer Road, New Gisborne: Return \$90,000.00 to the Commercial Development Reserve;
- h) GAC Modular Change Room: Return \$155,000.00 to the consolidated capital works program budget;
- i) GAC Services Renewal: Return \$85,000.00 to the consolidated capital works program budget;
- j) Bolinda Hall Renewal Design 2024: Return \$10,000.00 to the consolidated capital works program budget;
- k) Buffalo Stadium Change Room Upgrade 2024: Return \$5,000 to the Open Space South Reserve;
- l) Building Renewal Hanging Rock Café 2024: Return \$25,000.00 to the Hanging Rock Reserve;
- m) Gisborne Gym Change rooms & sauna: Return \$8,025.00 to the consolidated capital works program budget;
- n) Gisborne Library Internal Works: Return \$8,650.00 to the consolidated capital works program budget;
- o) Gisborne Shire Office Roof Design 2024: Return \$9,000.00 to the consolidated capital works program budget;
- p) Gisborne Mechanics Hall/Windarring 2024: Return \$7,500.00 to the consolidated capital works program budget;
- q) Malmsbury Town Hall – Public Toilet 2024: Return \$10,000.00 to the consolidated capital works program budget;
- r) Mountview Theatre Roof Renewal: Return \$17,470.00 to the consolidated capital works program budget;
- s) Kyneton Mechanics Institute Toilets 2024: Return \$3,500.00 to the consolidated capital works program budget;
- t) Tylden Rec Reserve Changerooms 2024: Return \$1,860.00 to the consolidated capital works program budget;
- u) Woodend Anslow St – Public Toilet 2024: Return \$4,105.00 to the consolidated capital works program budget;
- v) Woodend Neighbourhood House Ramp: Return \$12,500.00 to the consolidated capital works program budget;
- w) Tony Clarke Reserve Change Rooms 2024: Return \$250.00 to the consolidated capital works program budget;

- x) EV Charging – for Council Fleet: Return \$33,529.00 to the consolidated capital works program budget;
- y) GAC – Ceiling and Steel Work: Return \$2,600.00 to the consolidated capital works program budget;
- z) Gisborne Bowls Club Synthetic Rink 2024: Return \$11,506.00 to the consolidated capital works program budget;
- aa) Gisborne GAC Plant and Boiler Design: Return \$8,251.00 to the consolidated capital works program budget;
- bb) Hurry Recreation Reserve 2024: Return \$4,900.00 to the consolidated capital works program budget;
- cc) Jackson's Creek Reserve Rotunda 2024: Return \$400.00 to the consolidated capital works program budget;
- dd) Kinders – Acoustic Design and Plan 2024: Return \$3,677.00 to the consolidated capital works program budget;
- ee) Kyneton Little Athletics relocation 2024: Return \$27,000 to the Open Space West Reserve;
- ff) Kyneton Quarry Reserve Public Toilet 2024: Return \$8,050 to the consolidated capital works program budget;
- gg) Kyneton Rifle Range Clubroom Design: Return \$325.00 to the consolidated capital works program budget;
- hh) Lancefield Courthouse 2024: Return \$19,770.00 to the consolidated capital works program budget;
- ii) Off-Grid Relief and Recovery Centres 2024: Return \$15,000.00 to the consolidated capital works program budget;
- jj) Woodend Swimming Pool Fence Renewal 2024: Return \$14,639.00 to the consolidated capital works program budget;
- kk) KSAC Dry Side Change Room Design: Return \$1,538.00 to the consolidated capital works program budget;
- ll) Tony Clarke Tennis Clubrooms – 2024: Return \$5,368.00 to the consolidated capital works program budget;
- mm) Kyneton Hutton St – Public Toilet 2024: Return \$4,305.00 to the consolidated capital works program budget;
- nn) Gisborne Fields – Stage 4 – 2024: Return \$3,025 to the Open Space South Reserve;
- oo) Baynton Hall: Return \$1,447.00 to the consolidated capital works program budget;
- pp) Kyneton Museum – Roof and Subfloor: Return \$66.00 to the consolidated capital works program budget;
- qq) Gisborne Adventure Playground 2024: Return \$4,100.00 to the consolidated capital works program budget;
- rr) Romsey Park Oval 2 Storage Shed 2024: Return \$3,143 to the Open Space East Reserve;

- ss) Woodend Golf Clubhouse – 2024: Return \$1,376 to the consolidated capital works program budget;
- tt) Red Brick Hall Upgrade 2024: Increase budget by \$10,000.00;
- uu) Roads – Chanters Lane, Trentham East: Increase budget by \$153,624.00;
3. Note that Recommendations 1 and 2 (above) result in a surplus of \$565,418.69 in the 2023/24 Capital Works Program Budget.
4. Approves the carry forward of \$200,000 of the 2023/24 Capital Works Program Budget into the 2024/25 Financial Year Capital Works Program Budget.
5. Approves transferring \$365,418.69 of the 2023/2024 Capital Works Program Budget to the Plant Replacement Reserve.
6. Approves carrying forward the following 15 into the 2024/25 financial year:
- a) Dixon Field Master Plan implementation- Design project
 - b) Manna Gum Early Years Centre
 - c) Kyneton Botanical Gardens Water Play
 - d) Romsey Ecotherapy Park
 - e) Kyneton Town Hall Emergency Exit
 - f) Kyneton Shire Office Pyramid Upgrade
 - g) Barkly Square Multipurpose Facility 2024
 - h) Building Renewal - Kyneton Mechanic 2024
 - i) Gisborne Fields landscape plan stage 5
 - j) Kyneton Showground Netball Facilities Design
 - k) Malmsbury Town Hall 2024
 - l) Riddells Creek Rec Reserve oval lighting
 - m) Kyneton Airfield Toilets 2024
 - n) Water Sensitive Urban Design projects
 - o) Red Brick Hall Upgrade 2024

Procedural note: Cr Rob Guthrie moved an amended officer recommendation.

Resolution 2024/84

Moved: Cr Rob Guthrie
Seconded: Cr Mark Ridgeway

That Council:

1. Approves the reconciliation adjustment of -\$13,500 from last month's endorsed Capital Works Program Budget
 2. Adopts the following changes to the Financial Year 2023/24 budget relating to the following infrastructure projects:
 - a) Footpath – Station Road, New Gisborne 2024: Return \$15,625.52 to the consolidated capital works program budget;
 - b) Bridge – Upper Coliban 2024: Increase budget by \$38,969.50;
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- c) Roads – Three Chain Road - 2024: Return \$106,893.78 to the consolidated capital works program budget;
 - d) TAC - Station St, Riddells Creek - 2024: Increase budget by \$75,345.00;
 - e) Minor Road and Intersection Upgrade: Return \$75,345.00 to the consolidated capital works program budget;
 - f) Sheedy Road: Return \$60,000.00 to the consolidated capital works program budget;
 - g) Sauer Road, New Gisborne: Return \$90,000.00 to the Commercial Development Reserve;
 - h) GAC Modular Change Room: Return \$155,000.00 to the consolidated capital works program budget;
 - i) Intentionally Blank
 - j) Bolinda Hall Renewal Design 2024: Return \$10,000.00 to the consolidated capital works program budget;
 - k) Buffalo Stadium Change Room Upgrade 2024: Return \$5,000 to the Open Space South Reserve;
 - l) Building Renewal Hanging Rock Café 2024: Return \$25,000.00 to the Hanging Rock Reserve;
 - m) Gisborne Gym Change rooms & sauna: Return \$8,025.00 to the consolidated capital works program budget;
 - n) Gisborne Library Internal Works: Return \$8,650.00 to the consolidated capital works program budget;
 - o) Gisborne Shire Office Roof Design 2024: Return \$9,000.00 to the consolidated capital works program budget;
 - p) Gisborne Mechanics Hall/Windarring 2024: Return \$7,500.00 to the consolidated capital works program budget;
 - q) Malmsbury Town Hall – Public Toilet 2024: Return \$10,000.00 to the consolidated capital works program budget;
 - r) Mountview Theatre Roof Renewal: Return \$17,470.00 to the consolidated capital works program budget;
 - s) Kyneton Mechanics Institute Toilets 2024: Return \$3,500.00 to the consolidated capital works program budget;
 - t) Tylden Rec Reserve Changerooms 2024: Return \$1,860.00 to the consolidated capital works program budget;
 - u) Woodend Anslow St – Public Toilet 2024: Return \$4,105.00 to the consolidated capital works program budget;
 - v) Intentionally Blank
 - w) Tony Clarke Reserve Change Rooms 2024: Return \$250.00 to the consolidated capital works program budget;
 - x) EV Charging – for Council Fleet: Return \$33,529.00 to the consolidated capital works program budget;
 - y) GAC – Ceiling and Steel Work: Return \$2,600.00 to the consolidated capital works program budget;
 - z) Gisborne Bowls Club Synthetic Rink 2024: Return \$11,506.00 to the consolidated capital works program budget;
 - aa) Gisborne GAC Plant and Boiler Design: Return \$8,251.00 to the consolidated capital works program budget;
 - bb) Hurry Recreation Reserve 2024: Return \$4,900.00 to the consolidated capital works program budget;
 - cc) Jackson's Creek Reserve Rotunda 2024: Return \$400.00 to the consolidated capital works program budget;
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- dd) Kinders – Acoustic Design and Plan 2024: Return \$3,677.00 to the consolidated capital works program budget;
 - ee) Kyneton Little Athletics relocation 2024: Return \$27,000 to the Open Space West Reserve;
 - ff) Kyneton Quarry Reserve Public Toilet 2024: Return \$8,050 to the consolidated capital works program budget;
 - gg) Kyneton Rifle Range Clubroom Design: Return \$325.00 to the consolidated capital works program budget;
 - hh) Lancefield Courthouse 2024: Return \$19,770.00 to the consolidated capital works program budget;
 - ii) Off-Grid Relief and Recovery Centres 2024: Return \$15,000.00 to the consolidated capital works program budget;
 - jj) Woodend Swimming Pool Fence Renewal 2024: Return \$14,639.00 to the consolidated capital works program budget;
 - kk) KSAC Dry Side Change Room Design: Return \$1,538.00 to the consolidated capital works program budget;
 - ll) Tony Clarke Tennis Clubrooms – 2024: Return \$5,368.00 to the consolidated capital works program budget;
 - mm) Kyneton Hutton St – Public Toilet 2024: Return \$4,305.00 to the consolidated capital works program budget;
 - nn) Gisborne Fields – Stage 4 – 2024: Return \$3,025 to the Open Space South Reserve;
 - oo) Baynton Hall: Return \$1,447.00 to the consolidated capital works program budget;
 - pp) Kyneton Museum – Roof and Subfloor: Return \$66.00 to the consolidated capital works program budget;
 - qq) Gisborne Adventure Playground 2024: Return \$4,100.00 to the consolidated capital works program budget;
 - rr) Romsey Park Oval 2 Storage Shed 2024: Return \$3,143 to the Open Space East Reserve;
 - ss) Woodend Golf Clubhouse – 2024: Return \$1,376 to the consolidated capital works program budget;
 - tt) Red Brick Hall Upgrade 2024: Increase budget by \$10,000.00;
 - uu) Roads – Chanters Lane, Trentham East: Increase budget by \$153,624.00;

- 3. Notes that Recommendations 1 and 2 (above) result in a surplus of \$467,918.69 in the 2023/24 Capital Works Program Budget.
 - 4. Approves the carry forward of \$200,000 of the 2023/24 Capital Works Program Budget into the 2024/25 Financial Year Capital Works Program Budget.
 - 5. Approves transferring \$267,918.69 of the 2023/2024 Capital Works Program Budget to the Plant Replacement Reserve.
 - 6. Approves carrying forward the following 15 projects into the 2024/25 financial year:
 - a) Dixon Field Master Plan implementation- Design project
 - b) Manna Gum Early Years Centre
 - c) Kyneton Botanical Gardens Water Play
 - d) Romsey Ecotherapy Park
 - e) Kyneton Town Hall Emergency Exit
 - f) Kyneton Shire Office Pyramid Upgrade
 - g) Barkly Square Multipurpose Facility 2024
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- h) Building Renewal - Kyneton Mechanic 2024
- i) Gisborne Fields landscape plan stage 5
- j) Kyneton Showground Netball Facilities Design
- k) Malmsbury Town Hall 2024
- l) Riddells Creek Rec Reserve oval lighting
- m) Kyneton Airfield Toilets 2024
- n) Water Sensitive Urban Design projects
- o) Red Brick Hall Upgrade 2024

CARRIED**16 NOTICES OF MOTION AND RESCISSION****NO. 65/2023-24: NOTICE OF MOTION - SUBMISSION TO MUNICIPAL ASSOCIATION OF VICTORIA (MAV) AUGUST 2024 STATE COUNCIL**

I, Councillor Jennifer Anderson, give notice that at the next Meeting of Council to be held on 26 June 2024, I intend to move the following motion:

Resolution 2024/85

Moved: Cr Jennifer Anderson

Seconded: Cr Rob Guthrie

That Council submits to the Municipal Association of Victoria (MAV) August 2024 State Council the following motion:

“That the Municipal Association of Victoria

- 1) Advocate to the State Government to provide councils with funds from the waste levy revenue to assist with the costs of collecting and transporting e- waste to be recycled;**
- 2) Continues to advocate to the Federal Government, via the Australian Local Government Association (ALGA), for industry mandatory product stewardship programmes for electronic items, including but not limited to, televisions, computers, mobile phones, small electrical goods, items with embedded batteries, and photovoltaic cells;**
- 3) Advocate for the State and/or Federal Government to mandate retailers of electrical goods to provide collection points for e-waste; and**
- 4) Advocate to the State and Federal Government to support industry innovation that results in electrical goods being more readily repairable and reusable, as well as creating strong end markets for the resulting e-waste.”**

CARRIED**17 URGENT BUSINESS**

Nil

18 CONFIDENTIAL REPORTS**Resolution 2024/86**

Moved: Cr Rob Guthrie

Seconded: Cr Mark Ridgeway

That pursuant to section 66(1) and (2)(a) of the *Local Government Act 2020*, Council closes the meeting to the public to consider the confidential report(s) listed below, which are confidential on grounds provided in Section 3(1) of the *Local Government Act 2020*:

18.1 Update on application for gaming premises**CARRIED****Confidential reasons****18.1 Update on application for gaming premises**

This matter is considered to be confidential under Section 3(1) - e of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with legal privileged information, being information to which legal professional privilege or client legal privilege applies.

Contains information regarding financial (Request to Quote) process, dependent on Victorian Gambling and Casino Control Commission (VGCCC) outcome.

The meeting closed at 9:24pm.

The minutes of this meeting will be confirmed at the Council Meeting held on 24 July 2024.